

IFW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **Argenta**

Application No. **10/647,068**

Attorney Docket No. **0101 P02977US1**

Filed: **August 22, 2003**

For: **Bone Treatment Employing Reduced Pressure**

Examiner: **Unknown**

Group Art Unit: **Unknown**

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this Correspondence is being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to Commissioner for Patents, Alexandria, VA 22313-1450

6/16/04
Date of Certificate

Robin L. Dolan
Robin L. Dolan

Commissioner for Patents
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith a Form PTO-1449 and a copy of the references listed thereon. This Information Disclosure Statement is being filed more than three months after the filing date of the application. However, Applicants have not yet received an action on the merits of the application. Accordingly, Applicants believe that no fee is required pursuant to 37 C.F.R. § 1.97 (b) (3). In the event a fee is required, the Commissioner is authorized to charge the required fees to deposit account no. 04-1406. A duplicate copy of this sheet is included for fee processing, if necessary.

Applicants respectfully request full and proper consideration of the listed information during examination of the application, and that the listed information be printed on any patent that issues therefrom.

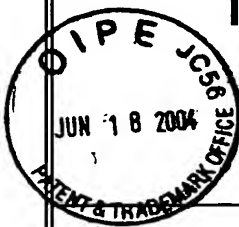
Respectfully submitted,

DANN, DORFMAN, HERRELL & SKILLMAN
A Professional Corporation
Attorneys for Applicant(s)

By Niels Haun
Niels Haun
PTO Registration No. 48,488

Telephone: (215) 563-4100
Facsimile: (215) 563-4044
Enclosures - Form PTO-1449

Copies of references listed on PTO - 1449



INFORMATION DISCLOSURE STATEMENT

SHEET 1 OF 4

Complete if known

Application Number: 10/647,068

Filing Date: August 22, 2003

First Named Inventor: Argenta

Group Art Unit: Unknown

Examiner Name: Unknown

Attorney Docket Number: 0101 P02977US1

UNITED STATES PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-DD-YYYY	FIRST NAMED INVENTOR

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	DOCUMENT NUMBER	COUNTRY OR REGION	DATE OF PUBLICATION MM-DD-YYYY	FIRST NAMED INVENTOR OR APPLICANT
		2003/101385	WO	12/11/2003	
		80/01139	WO	06/12/1980	
		87/00439	WO	01/29/1987	
		145164	UK	12/01/1976	

OTHER PRIOR ART - NON-PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
		Communication from EPO, Summons to Attend Oral Proceedings Pursuant to Rule 71(1) EPC< European Patent 0,620,720, 6 pages, December 8, 2003.
		Interlocutory decisions in Opposition proceedings (Wake Forest - Argenta, et al.) dated February 17, 2003.
		Interlocutory decisions in Opposition proceedings (Wake Forest - Argenta, et al.) dated April ^{MAY} 19, 2004.
	J	Notice of Opposition to European Patent No. 0,688,189 dated June 12, 2001.
		Opposer's Appeal from Interlocutory decision, dated July 4, 2003.
		Avery, C., et al., "Negative pressure wound dressing of the radial forearm donor site", International Journal of Oral Maxillofacial Surgery, 2000; 29, pgs. 198-200.
		Armstrong, David G., et al., "Outcomes of Subatmospheric Pressure Dressing Therapy on Wounds of the Diabetic Foot", Ostomy/Wound Management 2002; 48(4): 64-68.

EXAMINER'S SIGNATURE	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.

INFORMATION DISCLOSURE STATEMENT

Complete if known

Application Number: 10/647,068

Filing Date: August 22, 2003

First Named Inventor: Argenta

Group Art Unit: Unknown

Examiner Name: Unknown

SHEET 2 OF 4

Attorney Docket Number: 0101 P02977US1

Brown, Karen M., et al., "Vacuum-Assisted Closure in the Treatment of a 9-Year-Old Child with Severe and Multiple Dog Bite Injuries of the Thorax", Society of Thoracic Surgeons, 2001; 72:1409-1410.

Catarino, Pedro A., et al., "High-Pressure Suction Drainage via a Polyurethane Foam in the Management of Poststernotomy Mediastinitis", Ann Thorac Surg 2000; 70:1891-5.

Clinical Management Extra, Negative Pressure Therapy, Advances in Skin & Wound Care, November/December 2001, Vol. 14, No. 6, p. 321-322.

Cooper, Susan Mary, "Topical negative pressure in the treatment of pressure ulcers", Letters posted in the Journal of the American Acad of Dermatology, August, Part 1, 1999, p. 280.

Davydov, I.A., et al., "Concept of clinico-biological control of the wound", Vestnik khirurgii imeni I.I. Grekova, v. 146, issue 2, 1991, 132-6 (with English translation).

de la Torre, Jorge I., MD, et al., "Healing a Wound with an Exposed Herrington Road: A Case Study", Ostomy Wound Management, pgs. 18 -19, May 2002, Vol. 48, Issue 5.

de Lange, M.Y., et al., "Vacuum-assisted closure: indications and clinical experience", Eur J Plast Surg (2000) 23:178-182.

Deva, Anand, K., et al., "Topical negative pressure in wound management", MJA, Vo. 173, pgs. 128-131, August 7, 2000.

Elwood, Eric T., et al., "Negative-Pressure Dressings in the Treatment of Hidradenitis Suppurativa", Ann Plast Surgery January 2001; 46:49-51.

Evans, D. and Land, L., "Topical negative pressure for treating chronic wounds: a systematic review", British Journal of Plastic Surgery (2001), 54, 238-242.

Fabian, Thaddeus S., MD, "The Evaluation of Subatmospheric Pressure and Hyperbaric Oxygen in Ischemic Full-Thickness Wound Healing", The American Surgeon, December 2000, Vol.. 66, 1136-1143.

Fenn, C.H. and Butler, P.E.M., "Abdominoplasty wound-healing complications: assisted closure using foam suction dressing", British Journal of Plastic Surgery (2001), 54, 348-351.

Giovannini, Uberto M., MD, "Negative Pressure for the Management of an Exposed Vascular Dacron Polyester Patch", Annals of Plastic Surgery, 47(5): 577-578, 2001.

Gustafsson, Ronny, MD, "Vacuum-assisted closure therapy guided by C-reactive protein level in patients with deep sternal wound infection", The Journal of Thoracic and Cardiovascular Surgery, Vol. 123, No. 5, pgs. 895-900, May 2002.

Gwan-Nulla, Daniel N., MD and Casal, Rolando S., MD, "Toxic Shock Syndrome Associated with the Use of the Vacuum-Assisted Closure Device", Ann Plastic Surgery 2001;47:552-554.

Hersh, Robert E., MD, et al., "The Vacuum-Assisted Closure Device as a Bridge to Sternal Wound Closure", Ann Plast Surg. 2001; 466: 250-254.

EXAMINER'S
SIGNATURE

DATE
CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.

INFORMATION DISCLOSURE STATEMENT

Complete if known

Application Number: 10/647,068

Filing Date: August 22, 2003

First Named Inventor: Argenta

Group Art Unit: Unknown

Examiner Name: Unknown

SHEET 3 OF 4

Attorney Docket Number: 0101 P02977US1

		Heugel, Judson R., et al., "Treatment of the Exposed Achilles Tendon Using Negative Pressure Wound Therapy: A Case Report", Journal of Burn Care and Rehabilitation, May/June 2002, Vol. 23, No. 3, pgs. 167-171.
		Iusupov, I.N., et al., "Active drainage of a wound", Izdatelstvo Meditsina, St. Petersburg, 1987, April; 138(4):42-6 (with English Translation).
		Joseph, Emmanuella, MD, et al., "A Prospective Randomized Trial of Vacuum-Assisted Closure Versus Standard Therapy of Chronic Nonhealing Wounds", WOUNDS 2000; 12(3): 60-67.
		Josty, I.C., et al., "Vacuum-assisted closure: an alternative strategy in the management of degloving injuries of the foot", British Journal of Plastic Surgery (2001), 54, pgs. 363-365.
		Kostiuchenok, B.M., et al., "Vacuum Treatment in the Surgical Management of Suppurative Wounds", Izdatelstvo Meditsina, St. Petersburg, 1986, September; 137(9): 18-21 (with English Translation).
		Kovacs, Laszlo H., MD, "Necrotizing Fasciitis", Annals of Plastic Surgery, Vol. 47, No. 6, December 2001, pgs. 680-682.
		Kranser, Diane L., "Managing Wound Pain in Patients with Vacuum-Assisted Closure Devices", Ostomy Wound Management 2002; 48(5): 38-43.
		Mendez-Eastman, Susan, RN, CPSN, CWCN, "Guidelines for Using Negative Pressure Wound Therapy", Advances in Skin & Wound Care, Vol. 14, No. 6, pgs. 314-320, Nov./Dec. 2001.
		Mendez-Eastman, Susan, RN, CPSN, CWCN, "wound therapy", Nursing2002, Vol. 32, No. 5, May, pgs. 59-63.
		Mooney, James F., III., "Treatment of Soft Tissue Defects in Pediatric Patients Using the V.A.C. TM System", Clinical Orthopedics and Related Research, Number 376, pp. 26-31, July 2000.
		Scheufler, O., et al., "Problem-adapted application of vacuum occlusion dressings: case report and clinical experience", Eur J. Plast Surg (2000) 23: 386-390.
		Sposato, G., et al., "Ambulant vacuum-assisted closure of skin-graft dressing in the lower limbs using a portable mini-VAC device", British Journal of Plastic Surgery (2001), 54, 235-237.
		Tang, Augustine T.M., et al., "Novel application of vacuum assisted closure technique to the treatment of sternotomy wound infection", European Journal of Cardio-Thoracic Surgery 17 (2000) 482-484.
		Wu, S.H., et al., "Vacuum therapy as an intermediate phase in wound closure: a clinical experience", Eur J Surg (2000) 23:174-177.
		Zhivotov VM. Vacuum therapy of postoperative infected wounds of the urinary bladder, Klinicheskaja Khirurgia. 1970;5:36-39. (in Russian).

EXAMINER'S
SIGNATURE

DATE
CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.

INFORMATION DISCLOSURE STATEMENT	<i>Complete if known</i>
	Application Number: 10/647,068
	Filing Date: August 22, 2003
	First Named Inventor: Argenta
	Group Art Unit: Unknown
	Examiner Name: Unknown
SHEET 4 OF 4	Attorney Docket Number: 0101 P02977US1

	The Kremlin Papers ... perspectives in wound care, "A collection of published studies complementing the research and innovation of wound care", Russian Medical Journal "Vestnik Khirurgii", 5 Russian Articles from 1986-1991, translated by BlueSky Medical Group Inc. ©2004.
--	---

EXAMINER'S SIGNATURE		DATE CONSIDERED	
----------------------	--	-----------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.